

### **WEIGHT ADJUSTMENT:**

In the event that a load of pigs averages less than 10.5 lbs., price per head will be adjusted down by ten cents per head for each one tenth of a pound below 10.5 lbs. for the load average. Pigs will be weighed at the nearest certified scale to suppliers facility.

### **DOCUMENTATION:**

Each load shall be accompanied by a health certificate issued by a registered veterinarian and a weight ticket from a certified scale.

### **FAILURE TO DELIVER:**

If supplier fails to deliver required number of select weaner pigs to fulfill this agreement, and buyer is required to purchase replacement pigs at a higher price, supplier agrees to reimburse buyer for the amount paid above contract price, plus any expense incurred locating and transporting replacement pigs.

### **FAILURE TO ACCEPT DELIVERY:**

If buyer fails to accept delivery buyer will pay supplier one half of contract price of the entire load as damages. Supplier may sell or place that group of pigs at Suppliers discretion.

### **PAYMENT:**

Buyer shall pay full contract price for all select pigs upon delivery. Should any dispute arise over grading of pigs a third party will mediate such dispute and both Supplier and Buyer agree to abide by the mediators decision.

### **FORCE MAJEURE:**

In the event that it should become impossible to perform for reasons beyond control such as, but not limited to fire, theft, acts of God, or disease outbreak, either party may be relieved of responsibility for the period that such event will prevent performance. However, the affected party agrees to remedy such event as quickly as possible and resume performance under this agreement.

BUYER \_\_\_\_\_

SUPPLIER \_\_\_\_\_

DATE \_\_\_\_\_